

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**TRANSFER OF WATER RIGHT**  
TRANSFER NO. 71182

This is to certify that: WILLOWBROOK DEVELOPMENT INC  
210 MURRAY ST  
GARDEN CITY ID 83714  
(208)376-4665

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

**Summary of Water Rights Before the Proposed Change**

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
63-12125	WR/License	07/26/1994	0.33 cfs	63.6 af	N/A	N/A	GROUND WATER

**Purpose of Transfer (Changes Proposed)**

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>PQU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
63-12125	NO	NO	NO	YES	NO	NO

**Summary of Water Rights After the Approved Change**

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
63-12125	<b>63-12125</b>	0.33 cfs	63.6 af	N/A			N/A	N/A	N/A	N/A
<b>COMBINED</b>										
<b>TOTALS</b>		<b>0.33 cfs</b>	<b>63.6 af</b>	<b>N/A</b>			<b>N/A</b>	<b>N/A</b>	<b>N/A</b>	<b>N/A</b>

Detailed Water Right Description(s) attached

Dated this 28<sup>th</sup> day of July, 2004

  
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Chief, Water Allocation Bureau

**WATER RIGHT NO. 63-12125**  
**As Modified by Transfer No. 71182**

In accordance with the approval of Transfer No. 71182, Water Right No. 63-12125 is now described as follows.

**Right Holder:** WILLOWBROOK DEVELOPMENT INC  
 210 MURRAY ST  
 GARDEN CITY ID 83714

**Priority Date:** July 26, 1994

**Source:** GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DOMESTIC	01/01 to	12/31	0.33 CFS	63.6 AF
			0.33 CFS	63.6 AF

**LOCATION OF POINT(S) OF DIVERSION:**

GROUND WATER	SWNW	Sec. 28 Twp 05N	Rge 01W ADA County
GROUND WATER	SENE	Sec. 29 Twp 05N	Rge 01W ADA County
GROUND WATER	SESESW	Sec. 25 Twp 05N	Rge 02W CANYON County

**PLACE OF USE:** DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	01W	28							X	X		X	X						
05N	01W	29			X	X													

**CONDITIONS OF APPROVAL**

1. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
4. The total instantaneous diversion of water from all points of diversion under Right 63-12125 shall not exceed 0.33 cfs, nor a total combined annual volume of 63.6 af.
5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
6. After specific notification by the Department, the right holder shall record the quantity of water diverted or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

**WATER RIGHT NO. 63-12125**  
**As Modified by Transfer No. 71182**

**CONDITIONS OF APPROVAL**

7. The irrigation occurring under this domestic use shall not exceed 1/2 acre within each platted subdivision lot upon which a home has been constructed. This right does not provide for irrigation of common areas or for irrigation of lots upon which homes have not been constructed.
8. The domestic use authorized under this right shall not exceed 13,000 gallons per day per home.
9. Domestic use is for 53 homes.
10. Rights 63-3079, 63-7131, 63-8276, and 63-31862 are also diverted through the points of diversion described above.
11. Point of diversion located in the SWNW, S28 is within Lot 1, Blk. 1 and point of diversion located in the SENE, S19 is within Lot 13, Blk. 3, Hillsdale Estates Subdivision No. 1.
12. Place of use is located within Lots 2-10, Blk. 1; Lots 1-17, Blk. 2; Lots 1-5, 9-12, Blk. 3; and Lots 4-21, Blk. 4; Hillsdale Estates Subdivision No. 1.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 28<sup>th</sup> day of July, 2004

  
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Chief, Water Allocation Bureau